

AMENDMENTS

In the Claims

The following is a marked-up version of the claims with the language that is underlined (“___”) being added and the language that contains strikethrough (“—”) being deleted:

1. (Currently Amended) A method of providing network access across a shared communications medium between at least four competing users, with at least a first pair of users being grouped within a first class and at least a second pair of different users being grouped within a second class, comprising the steps of:
 - (a) determining class and user allowances of network access for a first time interval by allocating network access to each user class for a first future time interval and, for each user class, allocating network access to each user within the class for the first time interval,
 - (b) providing network access to each user during the first time interval such that no user receives more network access than that user's allowance and no class receives more collective network access than that class' network allowance;
 - (c) determining class and user allowances of network access for a second time interval by allocating network access to each user class for a second future time interval succeeding the first time interval and, for each user class, allocating network access for the second time interval for at least one user differing from that user's allocated network access for the first time interval; ~~and~~
 - (d) providing network access to each user during the second time interval such that no user receives more network access than that user's allowance and no class

receives more collective network access than that class' ~~allowance~~. allowance;

and

(e) forecasting collective network access usage by each user class during a future time interval based on said step monitoring network access usage by each user.

2. (Original) The method of claim 1, wherein for at least one class the allocated network access for the first time interval for each user differs from the allocated network access for the second time interval for that user.
3. (Original) The method of claim 1, wherein for each class the allocated network access for the first time interval for each user differs from the allocated network access for the second time interval for that user.
4. (Original) The method of claim 1, wherein the collective network access allocated to each class for the first time interval differs from the collective network access allocated to each class for the second time interval.
5. (Original) The method of claim 1, further comprising requesting a minimum level of network access for a user for utilization during the first future time interval, and wherein said allocating network access to such user for the first future time interval comprises setting the level of network access allocated to such user to an amount equal to or greater than the requested minimum level.

6. (Original) The method of claim 5, wherein said allocating network access to such user for the second future time interval comprises setting the level of network access allocated to such user to an amount less than the requested minimum level for the first time interval.
7. (Original) The method of claim 1, wherein each of the first future time interval and second future time interval has a period of between one minute and sixty minutes.
8. (Original) The method of claim 1, wherein network access comprises bandwidth across the shared communication s medium for consumption by each user in conveying data of the user.
9. (Original) The method of claim 1, further comprising the step of monitoring network access usage by each user.
10. (Original) The method of claim 9, further comprising the step of tracking network access usage for each user class.
11. (Original) The method of claim 9, wherein said step of monitoring network access usage by each user includes collecting data representative of logical data units transmitted from and to each user during a past time interval.
12. (Original) The method of claim 9, further comprising tracking logical data units transmitted from and to each user class during a past time interval.

13. (Original) The method of claim 9, wherein said step of monitoring network access usage includes collecting data representative of the number of logical data units of the user that are dropped during a past time interval.
14. (Original) The method of claim 9, further comprising tracking the number of logical data unites that are dropped for each user class during a past time interval.
15. (Original) The method of claim 9, wherein said step of monitoring network access usage includes collecting data representative of the number of logical data units of the user that are requested to be transmitted in an upstream direction during a past time interval.
16. (Original) The method of claim 9, further comprising tracking the number of logical data units of each user class that are requested to be transmitted in an upstream direction during a past time interval.
17. (Original) The method of claim 1, wherein the shared communications medium is part of a Cable Network and the shared communications medium comprises a coaxial cable.
18. (Original) The method of claim 1, wherein the shared communications medium is part of a Shared Access Carrier Network comprises a wireless network.

19. (Original) The method of claim 1, further comprising prioritizing the user classes for allocating network access.
20. (Original) The method of claim 19, further comprising prioritizing the users for allocating network access.
21. (Original) The method of claim 19, wherein said prioritizing of the user classes is based on fairness considerations.
22. (Original) The method of claim 21, wherein the user classes are prioritized based on collective user throughput during a past time interval, with a user class with lesser collective user throughput receiving priority over a user class with greater collective user throughput.
23. (Original) The method of claim 21, wherein the user classes are prioritized based on collective data loss for each user class during a past time interval, with a user class with greater collective data loss having priority over a user class with lesser collective data loss.
24. (Original) The method of claim 21, wherein the user classes are prioritized based on collective network access usage for a particular time of day, with a user class with lesser collective network access usage for the particular time of day receiving priority over a user class with greater collective network access usage for the particular time of day.

25. (Original) The method of claim 21, wherein the user classes are prioritized based on both collective user throughput for the class and collective data loss of the users for the class during a time interval.
26. (Original) The method of claim 21, wherein user classes are prioritized based on an established minimum quality of service (QoS) standard.
27. (Original) The method of claim 19, wherein said step of prioritizing is based on class service level agreements (CSLAs) for at least two user classes regarding the provision of network access to each respective class.
28. (Original) The method of claim 27, further comprising the step of tracking network access usage by each user class.
29. (Original) The method of claim 28, wherein each CSLA specifies a respective minimum level of collective network access for the respective users therein, and said step of prioritizing includes comparing said monitored network access usages for the user classes with the specified respective minimum levels of collective network access therefor, and awarding priority to a user class when said monitored network access usage or such user class falls below the specified respective minimum level of collective network access for such class.

30. (Original) The method of claim 28, wherein each CSLA specifies a respective time-of-day (TOD) minimum level of collective network access for the respective users therein, and said step of prioritizing includes comparing said monitored network access usages for such user classes during the specified respective TOD with the specified respective TOD minimum levels of collective network access, and awarding priority to a user class when said monitored network access usage during the specified respective TOD for such user class falls below the specified respective TOD minimum level of collective network access of such user class.
31. (Original) The method of claim 28, wherein each CSLA specifies a respective minimum level of collective network access up to a maximum burstable level with target probability for the respective users therein, and said step of prioritizing includes comparing for each user class said monitored network access usage both with the respective minimum level of collective network access and with the respective maximum burstable level of collective network access, and comparing the instances the respective maximum level of network access were obtained out of all instances the respective maximum level of network access could have been utilized.
32. (Original) The method of claim 28, wherein each CSLA provides a respective fee for collective network access usage, and said step of prioritizing comprises sorting such user classes based on each class' respective fee in decreasing order, with a user class with a higher fee receiving priority over a user class with a lesser fee.

33. (Original) The method of claim 28, wherein each CSLA provides a respective credit for a level of collective network access falling below a respective guaranteed level for the user class, and said step of prioritizing comprises sorting such user classes based on each class' respective credit in decreasing order, with a user class with a higher credit receiving priority over a user class with a lower credit.
34. (Original) The method of claim 28, wherein each CSLA specifies a respective minimum level of collective network access for the user class, and said step of allocating network access comprises setting the respective level of collective network access of the user class equal to the class' specified respective minimum level of collective network access.
35. (Canceled)
36. (Currently Amended) The method of ~~claim 35~~, claim 1, wherein said step of forecasting comprises summing within each class a forecasted network access usage of each user.
37. (Currently Amended) The method of ~~claim 35~~, claim 1, wherein said step of forecasting network access usage of each user comprises applying an adaptive-response-rate single exponential smoothing function and a Holt-Winters' seasonal exponential smoothing function to said monitored network access usages of each user.

38. (Original) The method of claim 36, wherein said step of allocating network access to each user class comprises setting the respective levels of network access of the user classes proportional to each class' forecasted network access usage.
39. (Original) The method of claim 36, further comprising the step of prioritizing the user classes for allocating network access.
40. (Original) The method of claim 39, wherein said prioritizing is based on each class' forecasted network access usage.
41. (Original) The method of claim 39, wherein said user classes are prioritized in increasing order of each class' forecasted network access usage, with a user class with a lesser forecasted network access usage receiving priority over a user class with a greater forecasted network access usage.
42. (Original) The method of claim 39, wherein said step of allocating network access comprises setting the respective levels of network access equal to each class' forecasted network access usage, and then allocating any remaining network access to the user classes proportional to the number of users within each class.
43. (Original) The method of claim 39, wherein said step of allocating network access comprises setting the respective levels of network access equal to each class' forecasted

network access usage, and then allocating any remaining network access to the user classes proportionally based on each class' forecasted network access usage.

44. (Original) The method of claim 19, wherein said step of prioritizing is based on class service level agreements (CSLAs) regarding the provision of collective network access.
45. (Original) The method of claim 44, further comprising the step of monitoring collective network access usage of each class.
46. (Original) The method of claim 45, wherein CSLAs specify respective minimum levels of collective network access for classes, and said step prioritizing includes comparing said monitored network access usages for such classes with the specified respective minimum levels of collective network access, and awarding priority to a class when said respective monitored network access usage for such class falls below the class' specified respective minimum level of collective network access.
47. (Original) The method of claim 45, wherein CSLAs specify respective time-of-day (TOD) minimum levels of collective network access for classes, and said step of prioritizing includes comparing said monitored network access usages for such classes during the specified respective TOD with the specified respective TOD minimum levels of collective network access, and awarding priority to a class when said monitored network access usage during the specified respective TOD for such class falls below the class' specified respective TOD minimum level of collective network access.

48. (Original) The method of claim 45, wherein CSLAs specify respective minimum levels of collective network access up to a maximum burstable levels with target probability for classes, and said step of prioritizing includes comparing said monitored network access usage for each such class both with the respective minimum levels of collective network access and with the respective maximum burstable levels of collective network access, and comparing the instances the respective maximum levels of collective network access were obtained for each such class out of all instances the respective maximum levels of collective network access could have been utilized.
49. (Original) The method of claim 45, wherein CSLAs provide respective fees for collective network access usage of classes, and said step of prioritizing comprises sorting such classes based on each class' respective fee in decreasing order, with a class with a higher fee receiving priority over a class with a lower fee.
50. (Original) The method of claim 45, wherein CSLAs provide respective credits for levels of collective network access below respective guaranteed levels for classes, and said step of prioritizing comprises sorting such classes based on each class' respective credit in decreasing order, with a class with a higher credit receiving priority over a class with a lower credit.
51. (Original) The method of claim 45, wherein CSLAs specify respective minimum levels of collective network access for classes, and said step of allocating network access

comprises setting the allocations of collective network access for such classes equal to each class' specified respective minimum level of collective network access.